

APR. 22. 2005 4:20PM

312 616 5700

NO. 9716 P. 1

**RECEIVED
CENTRAL FAX CENTER**

APR 22 2005

LAW OFFICES
LEYDIG, VOIT & MAYER, LTD.
TWO PRUDENTIAL PLAZA, SUITE 4900
CHICAGO, ILLINOIS 60601-6780

TELEPHONE: (312) 616-5600

TELECOPY: (312) 616-5700 (G3)
(312) 849-0495 (G4)

FACSIMILE COVER SHEET

DATE: APRIL 22, 2005

NUMBER OF PAGES (INCLUDING
THIS TRANSMITTAL COVER SHEET): 3

OUR REFERENCE: 624305

FROM: JOHN KILYK, JR.
REGISTRATION No. 30,763

DIRECT LINE: (312) 616-5665

TO: MAIL STOP
ATTN: Refund Section, Accounting Division Office of Finance
UNITED STATES PATENT AND TRADEMARK OFFICE
COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

FACSIMILE NUMBER: (703) 872-9306

IN RE APPLN. OF: Erickson et al.
APPLICATION No.: 09/720,276
FILED: March 7, 2001
FOR: FITNESS ASSAY AND ASSOCIATED METHODS

ATTORNEY DOCKET: 207596

ATTACHED PLEASE FIND THE FOLLOWING DOCUMENTS:

- REQUEST FOR REFUND (1 PAGE IN DUPLICATE)

A confirmation copy of the transmitted document will:

☒ Not be sent. This will be the only form of delivery of the transmitted document.

The information contained in this facsimile transmission is intended only for the use of the individual or entity named above and those properly entitled to access to the information and may contain information that is privileged, confidential, and/or exempt from disclosure under applicable law. If the reader of this transmission is not the intended or an authorized recipient, you are hereby notified that any unauthorized distribution, dissemination, or duplication of this transmission is prohibited. If you have received this transmission in error, please immediately notify us by telephone or facsimile. Thank you.

APR. 22. 2005 4:20PM

312 616 5700

RECEIVED
CENTRAL FAX CENTER

APR 22 2005

NO. 9716 P. 2

PATENT
Attorney Docket No. 207596
DHHS Reference No. E-200-1998/0-US-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Erickson et al.

Application No. 09/720,276

Art Unit: 1648

Filed: March 7, 2001

Examiner: Emily Le

For: FITNESS ASSAY AND ASSOCIATED
METHODS

REQUEST FOR REFUND

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450Attn: Refund Section, Accounting Division
Office of Finance

Sir:

Refund Request

- ☒ This request for refund is made within two years of the date a fee was charged to our deposit account on March 29, 2005 in the amount of \$130.00. A Request to Correct Inventorship was filed September 26, 2003 and our deposit account was charged October 3, 2003. Therefore, we believe the March 29, 2005 charge to be duplicative and in error.

Fees Paid

- ☒ Petition Fees 1.17(h) Petitions to the Director

AMOUNT OF
REFUND REQUESTED


\$130.00

TOTAL REFUND REQUESTED

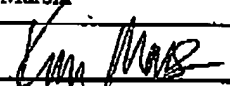
\$130.00

Please make the refund by ☒ crediting Deposit Account No. 12-1216 or ☐ forwarding a check in the amount of the refund to the address below.

Respectfully submitted,


Xavier Pillai, Reg. No. 39,799
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Date: April 22, 2005

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8			
I hereby certify that this Request for Refund and all accompanying documents are, on the date indicated below, <input checked="" type="checkbox"/> being facsimile transmitted to the U.S. Patent and Trademark Office, Attention: Examiner Refund Section, Accounting Division, Office of Finance, Facsimile Number 703-872-9306.			
Name (Print/Type)	Kim Marsja		
Signature		Date	April 22, 2005

REFUND (Rev. 3/29/03)

PATENT
Attorney Docket No. 207596
DHHS Reference No. E-200-1998/0-US-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Erickson et al.

Application No. 09/720,276

Art Unit: 1648

Filed: March 7, 2001

Examiner: Emily Le

For: FITNESS ASSAY AND ASSOCIATED
METHODS**REQUEST FOR REFUND**

Mail Stop
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attn: Refund Section, Accounting Division
Office of Finance

Sir:

Refund Request

- ☒ This request for refund is made within two years of the date a fee was charged to our deposit account on March 29, 2005 in the amount of \$130.00. A Request to Correct Inventorship was filed September 26, 2003 and our deposit account was charged October 3, 2003. Therefore, we believe the March 29, 2005 charge to be duplicative and in error.

Fees Paid

- ☒ Petition Fees 1.17(h) Petitions to the Director


AMOUNT OF
REFUND REQUESTED

\$130.00


TOTAL REFUND REQUESTED**\$130.00**

Please make the refund by ☒ crediting Deposit Account No. 12-1216 or ☐ forwarding a check in the amount of the refund to the address below.

Respectfully submitted,


Xavier Pillai, Reg. No. 39,799
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Date: April 22, 2005

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8			
I hereby certify that this Request for Refund and all accompanying documents are, on the date indicated below, <input checked="" type="checkbox"/> being facsimile transmitted to the U.S. Patent and Trademark Office, Attention: Examiner Refund Section, Accounting Division, Office of Finance, Facsimile Number 703-872-9306.			
Name (Print/Type)	Kim Marsin		
Signature		Date	April 22, 2005
REFUND (Rev. 3/29/05)			